

Maryland Board of Pharmacy
Public Board Meeting

Agenda

Date: September 20, 2013

Name	Title	Present	Absent	Present	Absent
Board Committee					
Bradley-Baker, L.	Commissioner				
Finke, H.	Commissioner/Secretary				
Gavvani, M. Z.	Commissioner/Treasurer				
Israbian-Jamgochian, L.	Commissioner/President				
Jones, David H.	Commissioner				
Rochester, C.	Commissioner				
Roy, S.	Commissioner				
Smith, J.	Commissioner				
Souranis, M.	Commissioner				
St. Cyr, II, Z. W.	Commissioner				
Board Counsel					
Bethman, L.	Board Counsel				
Felter, B.	Staff Attorney				
Board Staff					
Naesea, L.	Executive Director				
Wu, Y.	Compliance Manager				
Waddell, L.	Licensing Manager				
Gaither, P.	Administration and Public Support Manager				
Jeffers, A.	Legislation/Regulations Manager				
Johnson, John	MIS Manager				

Subject	Responsible Party	Discussion	Action Due Date (Assigned To)
B. Administration and Public Support (APS)	B. P. Gaither, APS Manager	1. Personnel Updates - Vacancies and Recruits 2. Contracts and Procurement	
C. MIS	J. Johnson, MIS Manager	1. MIS Update	
D. Licensing	L. Waddell, Licensing Manager	1. Licensing Unit Update 2. Monthly Statistics	
E. Compliance	Y. Wu, Compliance Manager	1. Monthly Statistics 2. PEAC Update	
F. Legislation & Regulations	A. Jeffers, Legislation & Regulations Manager	<u>REGULATIONS: (6 open chapters)</u> <u>10.34.03 – Inpatient Institutional Pharmacies</u> Published June 28, 2013. No comments received. Notice of Final Action submitted with May 31, 2014 effective date. <u>10.34.19 Sterile Pharmaceutical Compounding</u> Board approved draft revisions at May 15, 2013 Board Meeting. Revised proposal sent to the Secretary for initial comment May 23, 2013. Secretary attended June 19, 2013 Board Meeting. Public Notice for initial comments posted July 11, 2013.	

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		<p>Proposed regulations to be reviewed by Board Committees and the Sterile Compounding Subcommittee to be approved by the full Board at the November 20, 2013 Board Meeting.</p> <p>Board approval requested for responses to comments received:</p> <p>1) <u>Draft Board Response to KP and MSHP</u></p> <p><u>Kaiser Permanente Sterile Compounding Comments 7.25.13</u></p> <p><u>Compounding Statue Questions 2013 MSHP Response Final</u></p> <p>2) <u>Draft Board Response to Md Society of Eye Surgeons</u></p> <p><u>July 25 comp pharmacy response-MD Soc Eye Phy and Surgeons</u></p> <p><u>Md Society of Eye Physicians Surgeons 072913</u></p> <p>3) <u>Draft Board Response to Pet Owners</u></p> <p><u>Schultheiss - Vet 072413</u></p> <p>4) <u>Draft Board Response to St. Agnes</u></p> <p><u>St. Agnes - Gregory Smith 071513</u></p> <p>5) <u>Draft Board Response to Veterinarians</u></p> <p><u>Vet Center - Dr. Cox 071713</u></p> <p><u>Jeffers, VMD - Vet 072613</u></p> <p><u>Burke-Schwarz - Vet 072213</u></p>	

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		<p><u>Soverns - Vet 072413</u></p> <p><u>Townsend - Vet 072213</u></p> <p><u>Rubenstein - Vet 072213</u></p> <p><u>Rubenstein II - Vet 072313</u></p> <p><u>10.34.22 – Licensing of Wholesale Prescription Drug or Device Distributors</u> Submitted July 23, 2013 to DHMH for sign-off and publication. Further revisions discussed at August Practice Committee.</p> <p>Board approval requested for:</p> <p><u>Wholesale Distributor regs - 10.34.22 and 10.34.37 092013 Bd Mtg</u></p> <p><u>10.34.23 Pharmaceutical Services to Patients in Comprehensive Care Facilities</u> Effective September 16, 2013.</p> <p><u>10.34.32 Pharmacist Administration of Vaccinations</u></p> <p>Board approval requested for the proposal:</p> <p><u>Proposed COMAR 10.34.32 - for Sept 20 Bd Mtg</u></p> <p>Release informally or submit ASAP?</p> <p><u>10.34.33 Prescription Drug Repository Program</u> Proposal to be revised pursuant to federal regulations.</p> <p>Federal Register / Vol. 77, No. 246 / Friday, December 21, 2012 / Proposed Rules.</p> <p><u>10.13.01 Dispensing of Prescription Drugs by a Licensee</u></p>	

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		<p>TBD</p> <p><u>LEGISLATION:</u></p> <p>1) Consumer Board Members – Proposal submitted July 19, 2013.</p> <p>2) Graduate Intern Legislation – Discussion of when the intern permit would begin.</p> <p>Other states laws:</p> <p><u>PharmacyInternComparison - State Laws</u></p> <p>3) 10 mile radius legislation –</p> <p><u>REPORTS:</u></p> <p>Board approval requested for:</p> <p><u>The Maryland Board of Pharmacy Report to the Senate EHE and House HGO Committees on the Implementation of Nonstatutory Recommendations contained in the October 2011 Sunset Evaluation Report.</u></p> <p><u>MEETINGS:</u></p> <p>1) Prescription Drug Repository Program – September 5, 2013 – discussion of potential Maryland regulations after the Federal regulations are final.</p> <p>2) Delores Kelly is holding a meeting in Annapolis on October 8, 2013 at 11:00 am regarding possible legislation to allow patients to be discharge from hospitals with filled prescriptions. .</p> <p>4) NABP – Item Development Workshop – March 20/21st 2014</p>	

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III. Committee Reports A. Practice Committee	H. Finke, Chair,	<p>Iquiries:</p> <p>1. Soumi Saha, KP</p> <p><u>Kaiser Permanente Return to Stock to Automated Medication Systems Supplemental Comments 7.19.13</u></p> <p><u>DRAFT Bd Response-KP-Return to stock to AMS</u></p> <p>2. Stephanie Dress, RN</p> <p><u>10.34.35.03 - nurses as designees in oncology clinics</u></p> <p><u>10.34.35.01 - .10 060412</u></p> <p><u>DRAFT Bd Response-Nurses as designees in oncology clinics</u></p> <p>3. FYI - Disposal of Samples - At this time, there are no provisions in MD law to allow for samples in the pharmacy for any reason, including disposal.</p>	
B. Licensing Committee	L. Bradley-Baker, Chair	<p>1. Review of Pharmacy Applications:</p> <ul style="list-style-type: none"> <u>Linden Care Inc.</u> - Requesting extension of time to obtain a MD pharmacy permit. Licensing Committee recommendation is to deny request and to inform Linden that they cannot be licensed without meeting all requirements and cannot operate in MD under old permit. <p>2. New Business:</p> <ul style="list-style-type: none"> <u>Woodland Hills Pharmacy</u> - Would like refund of \$700 application fee as they downloaded application off of Board of Pharmacy website that did not state that they needed a MD licensed pharmacist on staff, nor did the application state that the application fee was nonrefundable. Licensing Committee recommendation is to deny request as it is an administrative fee. 	

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		<ul style="list-style-type: none"> • CE Monitor Program - Would like to adopt the CME Monitor Program for Pharmacist and Technicians and remove the CE requirement sheet from all applications. Will add information to renewal application and a field in the database. • Graduate Intern Bill - Discussion of Bill regarding foreign grads and pharmacy graduates. Licensing Committee recommendation is to eliminate pharmacy technician student exemption status and create pharmacy intern registration: Allow all pharmacy school students (U.S. and foreign) to apply for four year registrations expiring 12/31 with a fee of \$45. 	
C. Public Relations Committee	L. Bradley-Baker, Chair	Public Relations Committee Update: <ul style="list-style-type: none"> • Annual Board of Pharmacy Continuing Education breakfast: Sunday, October 6th at BWI Hilton • Maryland Pharmacists Association and Board of Pharmacy Communication 	
D. Disciplinary	M. Gavgani, Chair	No update for September, 2013.	
E. Emergency Preparedness Task Force	L. Bradley-Baker, Acting Chair	Emergency Preparedness Task Force: <ul style="list-style-type: none"> • Statewide Emergency Preparedness Drill: September 25-26, 2013 	
IV. Other Business & FYI	L. Israbian-Jamgochian,	None	

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	Board President		
V. Adjournment	L. Israbian-Jamgochian, Board President	<p>The Public Meeting was adjourned at _____.</p> <p>At _____ P.M. L. Israbian-Jamgochian convened a Closed Public Session to conduct a medical review of technician applications.</p> <p>C. The Closed Public Session was adjourned at _____ P.M. Immediately thereafter, L. Israbian-Jamgochian convened an Administrative Session for purposes of discussing confidential disciplinary cases. With the exception of cases requiring recusals, the Board members present at the Public Meeting continued to participate in the Administrative Session.</p>	